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Attorneys for Defendants,
Frontier Airlines, Inc.; Gateway Frontline Services,
Inc.; Gateway Group One, Inc; Daniel Blaise; Jordan
Orphan; and Diamond Barrier

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DIANE FLOOD, an individual,

Plaintiff,

vs.

Case No. 2:21-cv-00717

**DEFENDANTS' STATEMENT OF
REMOVAL**

FRONTIER AIRLINES, INC., a foreign
corporation; GATEWAY FRONTLINE
SERVICES, INC. a foreign corporation;
GATEWAY GROUP ONE, INC. a
foreign corporation; DANIEL BLAISE,
an individual; JORDAN ORPHAN, an
individual; DIAMOND BARRIER, an
individual, DOES 1 through 20, inclusive,
and ROE BUSINESS ENTITIES 1
through 20, inclusive,

Defendant.

Defendants: Frontier Airlines, Inc.; Gateway Frontline Services, Inc.; Gateway
Group One, Inc.; and Diamond Barrier (hereinafter "Defendants"), by and through
their attorneys of record, Lucian J. Greco, Esq., Scott W. Ulm, Esq., and Danielle M.

Meriwether of Bremer Whyte Brown & O'Meara, LLP, hereby submits the following
Statement of Removal.

1. The date on which you were served with a copy of the complaint.

Response: Defendants were served with a copy of the Complaint as follows:

Frontier Airlines, Inc. March 31, 2021

Gateway Frontline Services, Inc. April 14, 2021

Gateway Group One, Inc. March 30, 2021

Daniel Blaise Pending

Jordan Orphan Pending

Diamond Barrier April 2, 2021

(Complaint, attached as **Exhibit A**; Proofs of Service, attached as **Exhibits B - E**)

2. The date on which you were served with a copy of the summons.

Response: Defendants were served with a copy of the Summons as follows:

Frontier Airlines, Inc. March 31, 2021

Gateway Frontline Services, Inc. April 14, 2021

Gateway Group One, Inc. March 30, 2021

Daniel Blaise Pending

Jordan Orphan Pending

Diamond Barrier April 2, 2021

3. Is removal based on diversity jurisdiction, the names of any served defendants who are citizens of Nevada, the citizenship of the other parties, and a summary of defendant's evidence of the amount in controversy.

Response: Removal is based on diversity jurisdiction/citizenship:

Plaintiff: According to Plaintiff's Complaint, Plaintiff was a resident of the State of Nevada as she was moving to Las Vegas, Nevada from Milwaukee, Wisconsin.

Defendants:

1 A. Frontier Airlines, Inc. is and was, at all times relevant, a resident
2 of the State of Colorado as it is incorporated in Colorado.

3 B. Gateway Frontline Services, Inc. is and was, at all times relevant,
4 a resident of the State of New Jersey as it is incorporated in New Jersey.

5 C. Gateway Group One, Inc is and was, at all times relevant, a resident
6 of the State of New Jersey as it is incorporated in New Jersey.

7 D. Diamond Barrier is and was at all times relevant, a resident of the
8 state of Georgia.

9 E. Jordan Orphan, based upon information and belief is not a resident
10 of the State of Nevada.

11 F. Daniel Blaise, based upon information and belief is not a resident
12 of the State of Nevada.

13 Plaintiff's action is for negligence. Plaintiff's claim arises from an alleged
14 incident which occurred on or about April 5, 2019, which allegedly resulted in bodily
15 injuries to Plaintiff. Plaintiff alleges the handling of her transfer from an aisle chair to
16 a wheelchair following her flight on Frontier Airlines cause her to sustain injuries.
17 Plaintiff has alleged in her Complaint damages exceeding \$15,000 for past and future
18 medical expenses. However, Plaintiff provided a pre-litigation demand that alleged
19 damages in excess of \$194,000.00 as of December 9, 2019.

20 **4. If your notice of removal was filed more than 30 days after you first**
21 **received a copy of the summons and complaint, the reason removal has**
22 **taken place at this time and the date you first received a paper identifying**
23 **the basis for removal.**

24 Response: Not applicable.

25 **5. In actions removed on the basis of the court's jurisdiction in which the state**
26 **court action was commenced more than one year before the date of**
27 **removal, the reasons this action should not summarily be remanded to the**
28 **state court.**

1 Response: Not Applicable.

2 **6. The name of any defendant known to have been served before you filed the**
3 **notice of removal who did not formally join in the notice of removal and**
4 **the reasons they did not.**

5 Response: Not Applicable.

6 Dated: April 30, 2021

BREMER WHYTE BROWN & O'MEARA
LLP

7
8
9 By: 

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Danielle M. Meriwether, Esq.
Nevada State Bar No. 14924
Attorneys for Defendants,
*Frontier Airlines, Inc., Gateway
Frontline Services, Inc., Gateway
Group One, Inc., Daniel Blaise,
Jordan Orphan, Diamond Barrier*

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of April 2021, a true and correct copy of the foregoing document was electronically delivered to Odyssey for filing and service upon all electronic service list recipients.



Shannon Formont, an employee of
BREMER WHYTE BROWN &
O'MEARA, LLP